

# Exhibit 5

**THE SUPERIOR COURT OF CALIFORNIA  
COUNTY OF SAN FRANCISCO**

**MINUTES**

Date entered: December 19, 2018

Department: 305

COORDINATION PROCEEDING  
SPECIAL TITLE [RULE 1550(b)]

Judicial Council Coordination  
Proceeding No.: CJC-18-004978

TEZOS ICO CASES

Nature of Cause: Case Management Conference

Present:

Judge: MARY E. WISS  
Reporter: NONE

Clerk: SEAN KANE  
Bailiff: NONE

**APPEARANCES:**

Danielle Smith  
HAGENS BERMAN SOBOL SHAPIRO LLP  
715 Hearst Avenue, Suite 202  
Berkeley, CA 94710  
Tel: 510-725-3000

*for Trigon Trading Pty. Ltd*

Lucas F. Olts  
ROBBINS GELLER RUDMAN & DOWD LLP  
655 West Broadway, Suite 1900  
San Diego, CA 92101  
Tel: 619-231-1058

*for Andrew Baker*

Case No.: CJC-18-004978  
Case Title: TEZOS ICO CASES

Old Form: MC001000

Jessica Valenzuela Santamaria  
David Houska  
COOLEY LLP  
3175 Hanover Street  
Palo Alto, CA 94304-1130  
Tel: 650-843-5000

*for Dynamic Ledger Solutions, Inc.*

Christopher L. Wanger  
MANATT, PHELPS & PHILLIPS, LLP  
One Embarcadero Center  
30<sup>th</sup> Floor  
San Francisco, CA 94111  
Tel: 415-291-7400

*for Timothy C. Draper and Draper Associates V  
Crypto LLC*

Date: December 19, 2018

Form: C001001

The above-entitled coordination proceeding comes on calendar having been set for hearing an Case Management Conference. Court personnel and counsel for parties are present as listed above.

The Court and counsel discuss the issues of neither a protective order nor an ESI protocol having been put in place for this coordination proceeding yet, and the disagreements amongst the parties thereon.

The Court and counsel discuss the status of the related federal action. The Court requests counsel provide the Court with copies of the orders Judge Seeborg issues in the federal action. Counsel inform the Court that a motion to quash the deposition subpoena of plaintiff Mr. Anvari has been denied by Judge Seeborg and that Mr. Anvari's deposition is now proceeding. Counsel indicate there is an issue in the federal action of a new lead plaintiff being proposed.

The Court and counsel discuss Trigon Trading's request for publication of service regarding the Tezos Foundation and the Breitmans. The Court indicates that Trigon Trading must either effect service through the Hague Convention if necessary or demonstrate publication of service is permitted.

The Court indicates that in order to move this coordination proceeding forward, the Court intends to lift the stay on discovery. The Court indicates, however, that defendants will not be required to respond to any prior discovery requests or forthcoming discovery requests until a protective order is first put in place. The Court indicates that if the parties are not able to agree on a protective order, a party will need to bring forth a motion for protective order.

The Court encourages the parties to develop a numbering system for documents at the outset of discovery and to stick with that numbering system throughout the taking of depositions.

The Court indicates that an ESI protocol needs to be put in place for this coordination proceeding and that if the parties are not able to agree on a protocol, a party will need to bring forth a motion on the issue.

The Court indicates that there appears to be ongoing maneuvering in the federal action and it remains unclear at this time who the lead plaintiff in the federal action will be. As such, the Court indicates it sees no reason why this coordination proceeding should not go forward.

The Court and counsel possible motions to stay being brought by defendants. The Court indicates that defendants may do so but that plaintiffs are now permitted to serve discovery requests.

With the agreement of counsel, the Court sets the next CMC in this coordination proceeding for February 15, 2019 at 2:30 p.m. The Court instructs the parties to submit an updated joint CMC statement three court days prior to the next CMC.

The Court indicates that any motions brought by the parties on the outstanding issues addressed today may be noticed for February 15, 2019 at 2:30 p.m. as well.

Case No.: CJC-18-004978  
Case Title: TEZOS ICO CASES

The Court encourages the parties in this coordination proceeding to coordinate if at all possible with the federal action on discovery and depositions in order to avoid duplication.

The Court stands adjourned.